



SENATE OF THE FEDERAL REPUBLIC OF NIGERIA ORDER PAPER

Friday 13th March, 2009

1. Prayers
2. Approval of the Votes and Proceedings
3. Oaths
4. Announcements (if any)
5. Petitions

Tuesday, 17th March, 2009

1. Report of the Committee on Health:
National Hospital (Amendment) Bill 2009 (SB. 37)
Senator Iyabo Obasanjo-Bello (*Ogun Central*)
"That the SENATE do CONSIDER the REPORT OF THE COMMITTEE on HEALTH, on the NATIONAL HOSPITAL (AMENDMENT) BILL 2009 (SB. 37)"
2. A BILL for an Act to ESTABLISH the CHARTERED INSTITUTE OF COST AND MANAGEMENT ACCOUNTANTS, 2009 (HB. 72) – *Second Reading*
Senator Teslim Folarin (*Senate Leader*)
3. A BILL for an Act to Amend the NATIONAL ASSEMBLY SERVICE COMMISSION ACT, 2000 and for Other Purposes Connected Therewith, 2009 (SB. 82) – *Second Reading*
Senator Teslim Folarin (*Senate Leader*)

Wednesday, 18th March, 2009

1. Motion for the Senate to Implement the Provisions of the Public Complaints' Commission Act (Decree No. 31 1975), Cap 377 LFN, 1990 By Appointing Chief And Commissioner To Avoid Vacuum And Delayed Justice:
Sen. Joseph Akaagerger (*Benue North East*)

Co- sponsors:

Sen. A. D Sodangi (<i>Nasarawa West</i>)	Sen. Umaru Dahiru (<i>Sokoto South</i>)
Sen. O. A Mamora (<i>Lagos East</i>)	Sen. Grace F. Bent (<i>Adamawa South</i>)
Sen. Ayogu Eze (<i>Enugu North</i>)	Sen. Kabiru Gaya (<i>Kano South</i>)
Sen. Suleiman Adokwe (<i>Nasarawa South</i>)	Sen. Nimi Barigha Amange (<i>Bayelsa East</i>)
Sen. Zainab Kure (<i>Niger South</i>)	Sen. Dahiru Kuta (<i>Niger East</i>)
Sen. Bala Mohammed (<i>Bauchi South</i>)	Sen. John I. Obiorah (<i>Anambara South</i>)

The Senate,

Acknowledges the importance of the Public Complaints Commission (PCC) set up under Decree No. 31, 1975 amended by Decree No. 21 of 1979 and subsequently revalidated under Cap 377 LFN, 1990.

Further acknowledges that the PCC, Nigeria's Ombudsman has powers to inquire into complaints lodged before it by members of the public pertaining to any administrative action taken by the Federal, State, Local Governments, public institution and companies whether in the public or private sector and official of any of the aforementioned bodies so as to prevent injustice, arbitrariness, oppression and mal-administration.

Concerned that since the Year 1999 when the Chief Commissioner left office, the seat has remained vacant since the National Assembly is yet to replace or reappoint same in line with the PCC Act. See attached list.

Notes that by virtue of sections 2 (1) and 5(1) of the complaints commission at cap 377 LFN, 1990, the power of appointment of Chief commissioner/ commissioners and supervision of the PCC respectively rest with the National Assembly, Viz:

Section 2 (1):

"The chief commissioner and other commissioner ant other commissioners shall be appointed by the National Assembly and shall be persons of proven integrity and shall possess such other qualifications as the National Assembly shall determine".

Section 5(1)

"All commissio ners shall be responsible to the National Assembly"

Further notes that by virtue of 10 (1) interpretation Act, Cap 123, LFN, 1990, (Statutory Powers and duties-general).

"Section 10(1) where an enactment confers a power or imposes a duty, the power may be exercised and the duty shall be performed from time to time as the occasion requires" the National Assembly is obligated to so act under sections 2 (1) of the PCC Act.

Further notes that by the provisions of section 11(1), interpretation Act, which provides thus:

"Section 11(1) where an enactment confers a power to appoint a person either to an office or to exercise any functions, whether for a specified period or not, the power includes:-

(a) *Power to appoint a person by name or to appoint the holder from time to time of a particular office".*

That the exclusive jurisdiction of the National Assembly appointing commissioners to the PCC is made clear.

Observes that such exercise of jurisdiction so conferred is overdue and must be distinguished from that under section 153 (1) of the constitution of the Federal Republic of Nigeria, 1999 (i.e. where the president appoints subject to confirmation by the senate).

Accordingly resolves to:

Urge the Chairman of the National Assembly to appoint the Chief commissioner and commissioners as the case may be, in line with the PCC Act in order to avoid a vacuum.

2. Energy Commission Act (Amendment) Bill, 2009 (SB. 161) – *Second Reading*
Senator Effiong D. Bob (*Akwa Ibom North East*)
3. A Bill for an Act to the Establish the National Transport Commission Bill, 2009 (SB. 111) – *Second Reading*
Senator Gbemi Saraki (*Kwara Central*)

Thursday, 19th March, 2009

1. A BILL for an Act to AMEND the PROVISIONS OF THE RIVER BASINS DEVELOPMENT AUTHORITIES ACT, CAP R9 Bill 2009 (SB. 134) – *Second Reading*
Senator Ike Ekweremadu (*Enugu West*) and 12 Others
2. A BILL for an Act to Provide for the Establishment, Preservation and Control of National Grazing Reserves and Stock Routes and the Creation of National Grazing Reserve Commission and for Purposes Connected Therewith, 2009 (SB.114) – *Second Reading*
Senator Zaynab A. Kure (*Niger South*)

Tuesday, 24th March, 2009

1. A Bill for an Act to Provide for the Establishment and Administration of the Nigeria Mining Cadastral Office, and for Matters Connected Therewith, 2009 (SB. 207) – *Second Reading*
Senator George T. Sekibo (*Rivers East*)

2. A Bill for an Act to Repeal the Lunacy Act, 1958, The Lunatics (Power to Appoint Committee) Act and Section 22, 26, 43 of the Criminal Code and to Replace it with a Mental Health Act for Nigeria, 2003 and for Related Matters, 2009 (SB. 183) - *Second Reading*
Senator George A. Manzo (*Taraba North*)
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Wednesday, 25th March, 2009

1. A **BILL** for an Act to Establish the **CHARTERED INSTITUTE of COMMERCE OF NIGERIA** to Provide and Foster the Professional Capabilities of persons Involved in Commercial Administration in the Federation, and for Other Purposes connected therewith, 2009 (SB. 124) - *Second Reading*
Senator Mohammed Bello (*Kano Central*)
 2. A Bill for an Act to Establish the National Co-operative Societies Development Agency and to vest with it the Responsibility for the Registration, Control, Co-ordination and Regulation of Co-operatives societies in Nigeria and Other Matters Connected Therewith, 2009 (SB. 49) - *Second Reading*
Senator Anthony O. Agbo (*Ebonyi North*)
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Thursday, 26th March, 2009

1. A **BILL** for an Act to **ESTABLISH** the **NATIONAL UNITY AND PEACE CORPS (NUPC)** to **UPHOLD** and **IMPART** the Attributes of the National Ethics for Restituting Diligence and Industry in the Citizenry, and Render such other Social Services to enhance the Power, Ideals and Good Name of Nigeria and for Other Matters Connected Therewith, 2009 (SB.) - *Second Reading*
Senator Nkechi Nwaogu (*Abia Central*)
2. A Bill for an Act to Establish the National Institute for Educational Planning and Administration and for Other Related Matters, 2009 (SB.123) - *Second Reading*
Senator Joy Emodi (*Anambra North*)
3. A Bill for an Act to Amend the Medical and Dental Council of Nigeria Act CAP. M.8, Laws of the Federation of Nigeria 2004, to Provide for effective Practice, Professional Service Delivery and Regulation of Practicing Fees by the Council and for Other Related Matters, Bill, 2009 (SB. 116) - *Second Reading*
Senator Iyabo Obasanjo-Bello (*Ogun Central*)
4. A Bill for an Act to Establish the Chartered Institute of Fraud Examiners and for Matters Connected Therewith, 2008 (SB. 108) - *Second Reading*
Senator Joseph I. Akaagerger (*Benue North East*)